

ESTTA Tracking number: **ESTTA725607**

Filing date: **02/08/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91214849
Party	Plaintiff Apple Inc.
Correspondence Address	JOSEPH PETERSEN KILPATRICK TOWNSEND & STOCKTON LLP 1114 AVENUE OF THE AMERICAS, 21ST FL NEW YORK, NY 10036 UNITED STATES AlJones@ktslaw.com, cgenteman@kilpatricktownsend.com, JPetersen@ktslaw.com, agarcia@ktslaw.com, tadmin@ktslaw.com
Submission	Other Motions/Papers
Filer's Name	Alicia Grahm Jones
Filer's e-mail	AlJones@ktslaw.com, cgenteman@kilpatricktownsend.com, JPetersen@ktslaw.com, agarcia@ktslaw.com, tadmin@ktslaw.com
Signature	/Alicia Grahm Jones/
Date	02/08/2016
Attachments	scan - 2016-02-08.pdf(90704 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. **85/866,375**

For the mark: **IT'S AN APP FOR THAT**

Filed: March 4, 2013

Published: August 13, 2013

-----X		
APPLE INC.,	:	
	:	Opposition No. 91214849
Opposer,	:	
	:	
v.	:	
	:	
SYED ALI HASAN,	:	
	:	
Applicant.	:	
-----X		

**STIPULATION REGARDING THE PARTIES' SUBMISSION OF
TESTIMONY AT TRIAL**

Opposer Apple Inc. ("Opposer") and Applicant Syed Ali Hasan ("Applicant") hereby stipulate pursuant to 37 C.F.R. § 2.123(b) and Trademark Board Manual of Procedure Rules 704 and 705 as follows:

1. The testimony of any witness offered by either Opposer or Applicant (individually, a "Party" and collectively, the "Parties") may be submitted, during the Parties' respective testimony periods, in the form of an affidavit by such witness.
2. All affidavits so submitted may be relied upon by any Party as though the testimony of such witness or witnesses had been taken and submitted in the form of a testimony deposition.
3. Nothing in this Stipulation shall be construed as a waiver of any Party's objections to the testimony of any witness submitted pursuant to this Stipulation, including but

not limited to objections as to competence, relevance, hearsay, and the authenticity of submitted documents. All such objections are hereby preserved.

4. Nothing in this Stipulation shall be construed to limit any Party's right properly to submit evidence through other means, including but not limited to evidence capable of submission by Notice of Reliance pursuant to 37 C.F.R. §§ 2.120 (j) and 2.122.

5. Nothing in this Stipulation shall be construed to limit any Party's right to cross-examine a witness, whether in person, over the telephone, or through written questions, during the Party's own testimony period or rebuttal testimony period.

**KILPATRICK TOWNSEND &
STOCKTON LLP**


Alicia Grahm Jones
Allison Scott Roach
Crystal C. Genteman
1100 Peachtree Street, Suite 2800
Atlanta, Georgia 30309-4530

Attorneys for Opposer

Date: 8/8/16

SYED ALI HASAN

____/Syed Ali Hasan/

Syed Ali Hasan
530 Lytton Ave, 2nd Floor
Palo Alto, California 94304

Applicant

Date: 2/7/16

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. **85/866,375**

For the mark: **IT'S AN APP FOR THAT**

Filed: March 4, 2013

Published: August 13, 2013


-----X		
APPLE INC.,	:	
	:	Opposition No. 91214849
Opposer,	:	
	:	
v.	:	
	:	
SYED ALI HASAN,	:	
	:	
Applicant.	:	
-----X		

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing **STIPULATION REGARDING THE PARTIES' SUBMISSION OF TESTIMONY AT TRIAL** has been served on Applicant by depositing said copy with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to:

Syed Ali Hasan
530 Lytton Ave, 2nd Floor
Palo Alto, California 94304

This the 8th day of February, 2016.


Attorney for Opposer Apple Inc.